

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

LESROY E. BROWNE, on behalf of himself
and those similarly situated,

Plaintiffs,

v.

NATIONAL COLLEGIATE STUDENT LOAN
TRUST; and JOHN DOES 1 to 15,

Defendants.

Civil Action No. 21-cv-11871

**DECLARATION OF R. JAMES DEROSE, III IN SUPPORT OF
MOTION TO DISMISS**

1. I am a partner with the law firm of Locke Lord LLP, attorneys for National Collegiate Student Loan Trust 2003-1, National Collegiate Student Loan Trust 2004-1, National Collegiate Student Loan Trust 2004-2, National Collegiate Student Loan Trust 2005-1, National Collegiate Student Loan Trust 2005-2, National Collegiate Student Loan Trust 2005-3, National Collegiate Student Loan Trust 2006-1, National Collegiate Student Loan Trust 2006-2, National Collegiate Student Loan Trust 2006-3, National Collegiate Student Loan Trust 2006-4, National Collegiate Student Loan Trust 2007-1, National Collegiate Student Loan Trust 2007-2, National Collegiate Student Loan Trust 2007-3, National Collegiate Student Loan Trust 2007-4, National Collegiate Student Loan Trust 2009-1, and National Collegiate Master Student Loan Trust I (collectively, the “Trusts”). I submit this Declaration in support of the Trusts’ motion to dismiss Plaintiff Lesroy E. Browne’s (“Browne”) Complaint pursuant to Fed. R. Civ. P. 12(b)(6).

2. Attached hereto as **Exhibit 1** is a true and correct copy of the “Loan Request/Credit Agreement – Signature Page” executed by Browne on January 29, 2007. This document has been redacted to protect personally identifiable information.

3. On July 30, 2021, I performed a search of Delaware's Department of State: Division of Corporations website for an entity named "National Collegiate Student Loan Trust."

4. I went to: <https://icis.corp.delaware.gov/Ecorp/EntitySearch/NameSearch.aspx> and entered "National Collegiate Student Loan Trust" in the field marked "Entity Name." I also performed this search by entering National Collegiate Student Loan Trust (without quotation marks) in the field marked "Entity Name."

5. Both searches returned only the following results:

<u>File Number</u>	<u>Entity Name</u>
3735138	THE NATIONAL COLLEGIATE STUDENT LOAN TRUST 2003-1
3802756	THE NATIONAL COLLEGIATE STUDENT LOAN TRUST 2004-1
3863461	THE NATIONAL COLLEGIATE STUDENT LOAN TRUST 2004-2
3919068	THE NATIONAL COLLEGIATE STUDENT LOAN TRUST 2005-1
3971926	THE NATIONAL COLLEGIATE STUDENT LOAN TRUST 2005-2
4025333	THE NATIONAL COLLEGIATE STUDENT LOAN TRUST 2005-3
4107080	THE NATIONAL COLLEGIATE STUDENT LOAN TRUST 2006-1
4163572	THE NATIONAL COLLEGIATE STUDENT LOAN TRUST 2006-2
4211802	THE NATIONAL COLLEGIATE STUDENT LOAN TRUST 2006-3
4245561	THE NATIONAL COLLEGIATE STUDENT LOAN TRUST 2006-4
4296849	THE NATIONAL COLLEGIATE STUDENT LOAN TRUST 2007-1
4352993	THE NATIONAL COLLEGIATE STUDENT LOAN TRUST 2007-2
4417747	THE NATIONAL COLLEGIATE STUDENT LOAN TRUST 2007-3
4421063	THE NATIONAL COLLEGIATE STUDENT LOAN TRUST 2007-4
4753726	THE NATIONAL COLLEGIATE STUDENT LOAN TRUST 2009-1

6. The fifteen Trusts listed above are the only entities that were returned by the above-described searches.

7. Accordingly, per the Delaware Department of State: Division of Corporations website, there is no indication that a Delaware entity named "National Collegiate Student Loan Trust" exists.

Pursuant to 28 U.S.C. § 1746, I certify under penalty of perjury that the foregoing is true and correct.

Dated: July 30, 2021

/s/ R. James DeRose, III

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